

Message Text

CONFIDENTIAL

PAGE 01 STATE 104281
ORIGIN L-03

INFO OCT-01 ARA-10 ISO-00 SP-02 ICA-11 AID-05 EB-08
NSC-05 TRSE-00 SS-15 STR-07 OMB-01 CEA-01 COME-00
JUSE-00 CIAE-00 INR-10 NSAE-00 DOTE-00 SOE-02 H-01
/082 R

DRAFTED BY L:SMSCHWEBEL:SIS
APPROVED BY ARA:RGARELLANO
EB/ORF:SWBOSWORTH
ARA/AND:WCSERGEANT
ARA/ECP:WSKOK

-----043348 242223Z /61

R 242046Z APR 78
FM SECSTATE WASHDC
TO AMEMBASSY CARACAS

C O N F I D E N T I A L STATE 104281

E.O. 11652: GDS

TAGS: ENRG, EINV, VE

SUBJECT: ESPOUSAL OF TEXACO CLAIM

REF: CARACAS 3235

1. APPRECIATE REFTTEL. WE ARE SENSITIVE TO THE CONSIDERATIONS EMBASSY SETS FORTH, AND TO THE DIFFICULTIES OF PERSUADING GOV TO RE-OPEN DEDUCTIONS. THE APPROACH WE PROPOSE DOES NOT CALL ON GOV TO RE-OPEN DEDUCTIONS BUT TO GIVE TO TEXACO THE DETAILS ON WHICH IT ARRIVED AT THE DEDUCTIONS IT EXACTED. TEXACO MAINTAINS THAT, WHILE AT AN EARLIER STAGE IT WAS INFORMED ABOUT THE BASES ON WHICH THE GOV WAS PROCEEDING, AFTER THERE WAS A CHANGE IN THE AMOUNTS TO BE DEDUCTED THE GOV DECLINED TO GIVE TEXACO THE SPECIFICS OF THE DEDUCTIONS. WITHOUT NECESSARILY USING AS COLORFUL A
CONFIDENTIAL

CONFIDENTIAL

PAGE 02 STATE 104281

TERM AS "DUE PROCESS," WE BELIEVE THAT IT SHOULD BE POSSIBLE TO DISCUSS THIS PROCEDURAL QUESTION WITH THE GOV WITHOUT PREJUDICE TO LARGER INTERESTS.

2. ACCORDINGLY, WE REQUEST THAT FOLLOWING POINTS BE MADE TO GOV:

(A) TEXACO HAS INFORMED USG OF ITS SERIOUS DISCONTENT WITH THE LEVEL OF DEDUCTIONS, PROPRIETY OF WHICH IT CHALLENGES ON MORE THAN ONE GROUND.

(B) ONE OF TEXACO'S CLAIMS IS THAT IT WAS NOT GIVEN THE BENEFIT OF ADEQUATE DISCLOSURE OF THE FACTS ON WHICH DEDUCTIONS WERE BASED. IT MAINTAINS THAT, WHILE AT AN EARLIER STAGE BEFORE THE LEVEL OF DEDUCTIONS WAS DEFINITELY SET, THE GOV DID AFFORD IT ACCESS TO THE FACTS ABOUT THE PROSPECTIVE DEDUCTIONS, IT HAS NOT BEEN GIVEN THE DETAILS NECESSARY TO EVALUATE THE FINAL DEDUCTIONS.

(C) WE ACCORDINGLY INVITE THE GOV TO CONSIDER SHARING WITH TEXACO, INsofar AS IT HAS NOT ALREADY DONE SO, THE FACTS ON WHICH THE DEDUCTIONS FINALLY WERE BASED. VANCE

CONFIDENTIAL

NNN

Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: PETROLEUM INDUSTRY, CLAIMS, ASSETS, COMPENSATION
Control Number: n/a
Copy: SINGLE
Draft Date: 24 apr 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE104281
Document Source: CORE
Document Unique ID: 00
Drafter: SMSCHWEBEL:SIS
Enclosure: n/a
Executive Order: GS
Errors: N/A
Expiration:
Film Number: D780175-0379
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780423/aaaaatfu.tel
Line Count: 76
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: d4bec9a8-c288-dd11-92da-001cc4696bcc
Office: ORIGIN L
Original Classification: CONFIDENTIAL
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 2
Previous Channel Indicators: n/a
Previous Classification: CONFIDENTIAL
Previous Handling Restrictions: n/a
Reference: 78 CARACAS 3235
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 19 jul 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: n/a
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 2867671
Secure: OPEN
Status: NATIVE
Subject: ESPOUSAL OF TEXACO CLAIM
TAGS: ENRG, EINV, VE, TEXACO
To: CARACAS
Type: TE
vdkgvwkey: odb://SAS/SAS.dbo.SAS_Docs/d4bec9a8-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
Declassified/Released
US Department of State
EO Systematic Review
20 Mar 2014
Markings: Sheryl P. Walter Declassified/Released US Department of State EO Systematic Review 20 Mar 2014